IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:-

THE HONOURABLE THE CHIEF JUSTICE MR.H.L.DATTU
&
THE HONOURABLE MR. JUSTICE K.M.JOSEPH

SATURDAY, THE 1ST DECEMBER 2007 / 10TH AGRAHAYANA 1929

W.P.(C).No.35366 of 2007(I)

PETITIONER:-

N.K.ABDURAHIMAN,
NEDUNKUNNATH HOUSE,
(PO) KARASSERY,
(VIA) MUKKAM,
KOZHIKODE DISTRICT,
PIN-673 602.

BY ADV. SRI.C.VALSALAN
SRI.K.RAKESH ROSHAN
SMT.THUSHARA.V
SRI.BIJU J.THADIKKAL

RESPONDENTS:-
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1. THE SUPERINTENDENT OF POLICE (RURAL),
KOZHIKODE,
VADAKARA (PO),
KOZHIKODE DISTRICT.

2. THE CIRCLE INSPECTOR OF POLICE,
KODUVALLY (PO), KOZHIKODE DISTRICT,
PIN-673 572.

3. THE ELECTORAL OFFICER,
ASST.REGISTRAR (G), KOZHIKODE,
CALICUT.

4. THE RETURNING OFFICER,
CIVIL STATION,
UNIT INSPECTOR OFFICE OF THE
ASST.REGISTRAR OF CO-OPERATIVE SOCIETIES(G),
KOZHIKODE.

5. KARASSERY SERVICE CO-OPERATIVE BANK LTD.NO.D.2628,
(PO) KARASSERY,
MUKKAM,
KOZHIKODE DISTRICT,
PIN-673 602.

6. JOY JOSEPH,
   ALASHAKODAM HOUSE,
   ALLY (PO),
   KARASSERY,
   KOZHIKODE DISTRICT,
   PIN-673 602.

7. ABDU RAHIMAN.C.CHALIL,
   JASS,
   KARASSERY (PO),
   KOZHIKODE DISTRICT,
   PIN-673 602.

   R1 & R2 BY GOVERNMENT PLEADER SRI.P.A.SALIM.
   R5 BY ADV. SRI.S.SREEKUMAR.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 01/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

I.A.NO.15903 of 2007 IN W.P.(C).NO.35366 OF 2007

DISMISSED.

1.12.2007. Sd/- H.L.DATTU, CHIEF JUSTICE.
Sd/- K.M.JOSEPH, JUDGE.

APPENDIX

PETITIONER'S EXHIBITS:-

EXT.P1 - TRUE COPY OF THE ORDER DATED 29.10.2007 BY THE STATE ELECTION COMMISSION.

EXT.P2 - TRUE COPY OF THE NOTIFICATION DT.29.10.2007 PUBLISHED BY THE STATE ELECTION COMMISSION.

EXT.P3 - TRUE COPY OF THE FINAL LIST OF CANDIDATES PUBLISHED BY 4TH RESPONDENT.

EXT.P4 - TRUE COPY OF THE RESOLUTION DATED 17.11.2007.

EXT.P5 - TRUE COPY OF THE PETITION BEFORE THE 1ST RESPONDENT.

- TRUE COPY -

H.L.Dattu, C.J. & K.M.Joseph, J.

W.P.(C).No.35366 of 2007-I

Dated, this the 1st day of December, 2007

JUDGMENT

H.L.Dattu,C.J.

The only relief sought for by the petitioner in this writ petition is to direct respondents 1 and 2 to afford adequate police protection for the conduct of election to the Managing Committee of the 5th respondent Bank, scheduled to be held on 2.12.2007.

(2) Sri.P.A.Salim, learned Government Pleader appears for respondents 1 and 2.

(3) On instructions, the learned Government Pleader would submit that respondents 1 and 2 would provide adequate police protection to the 5th respondent Bank to conduct the elections to the Managing Committee of the Bank.

(4) Taking note of the statement made by the learned counsel appearing for respondents 1 and 2, this writ petition is disposed of as follows:

(i) The writ petition is disposed of.

(ii) Respondents 1 and 2 are directed to provide adequate and meaningful police protection for the conduct of election to the Managing Committee of the 5th respondent-Bank to be held on 2.12.2007.

Ordered accordingly.

H.L.Dattu
Chief Justice

K.M.Joseph
Judge

vku/-